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8 Rec'd PCT/PTO 15 OCT 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :

Hiromu SUGINO :

Attn: BOX PCT

Serial No. 09/831,622 ✓ :

Docket No. 2001-0559A

Filed May 11, 2001 :

NOVEL PROTEIN AND UTILIZATION THEREOF

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**RESPONSE**

Assistant Commissioner for Patents,  
Washington, DC 20231

Sir:

This is responsive to the Notice of Missing Requirements dated October 5, 2001.

The Notice requires that the Applicant file an executed declaration of the inventors, the \$130.00 surcharge for late filing of the executed declaration, and a statement that the contents of the paper and computer readable form of the sequence listing are the same and include no new matter.

Regarding the declaration requirement, this requirement is in error. An executed declaration was submitted concurrently with the filing of the 371 application on May 11, 2001. Enclosed please find a copy of the executed declaration, and a copy of the PTO stamped postcard receipt.

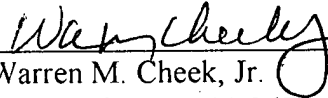
Accordingly, the requirement for an executed declaration was satisfied on May 11, 2001. Thus, no PTO fee of \$130.00 surcharge is required.

Regarding the statement, it is hereby certified that the contents of the paper and computer readable copy of the sequence listing are the same and include no new matter.

Favorable action on the merits is solicited.

Respectfully submitted,

Hiromu SUGINO

By   
Warren M. Cheek, Jr.  
Registration No. 33,367  
Attorney for Applicant

WMC/jlw  
Washington, D.C. 20006-1021  
Telephone (202) 721-8200  
Facsimile (202) 721-8250  
October 15, 2001

ATTY DOCKET # 2001\_0559A  
OUR REF: [2001\_0559A/WMC/00177]

Due Date: May 13, 2001

Applicant Hiromu SUGINO

Serial No. NEW Filing Date May 11, 2001

Title NOVEL PROTEIN AND UTILIZATION THEREOF

09/831622

Receipt of the following papers is acknowledged:

JC17 Rec'd PCT/PTO 11 MAY 2001

1. Transmittal Letter to the United States Designated/Elected Office (DO/EO/US)  
Concerning a Filing Under 35 USC 371 (National stage application of PCT/JP99/06275)
2. Attachments: (A) An International Application including Specification, Claims and Abstract (134 pages), Sequence Listing (19 pages) with 24 Sheets of Drawings (Figs. 1-24) (B) Executed Declaration, (C) Information Disclosure Statement, 1449 form with 9 refs, (D) Assignment Recordal sheet, Assignment, (E) Preliminary Amendment with 4 sheets of marked-up pages and Sequence Listing Diskette.
3. Check in the amount of \$1,548.00

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEE FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975.

Date May 11, 2001

Attorney WMC/dlk

[Check No. 44442]

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